



United States Government

**NATIONAL LABOR RELATIONS BOARD  
1015 HALF STREET, SE  
WASHINGTON, DC 20570**

May 8, 2018

Dallas Kingsbury  
United States Postal Service  
1720 Market Street, Room 2400  
St. Louis, MO 63155

**Re: United States Postal Service  
Case 28-CA-175106**

Dear Mr. Kingsbury:

This letter acknowledges receipt of Respondent's Exceptions to the Administrative Law Judge's Decision and Supporting Brief, filed with the Board on May 8, 2018.

Section 102.46(a) of the Board's Rules and Regulations provides for the filing of exceptions and briefs in support of exceptions with the Board "within 28 days...from the service of the order transferring the case to the Board." The Order Transferring Proceeding to the National Labor Relations Board was served on March 9, 2018. See NLRB Rules and Regulations Sec. 102.3. The due date for the filing of exceptions, as stated in that Order, was April 6, 2018. Respondent requested, and was granted, an extension of time to file exceptions and brief in support to May 7, 2018. The Respondent's exceptions and supporting brief were filed at 12:46 a.m. (ET) on May 8 2018. Accordingly, the Respondent's filing is untimely and will not be forwarded to the Board for consideration.

Section 102.2(d) of the Board's Rules and Regulations allows for parties to file documents within a reasonable time after the due date only upon good cause shown based on excusable neglect and when no undue prejudice would result. "A party seeking to file such documents beyond the time prescribed by these Rules must file, along with the document, a motion that states the grounds relied on for requesting permission to file untimely. The specific facts relied on to support the motion must be set forth in affidavit form and sworn to by individuals with personal knowledge of the facts." In order for the Board to consider the Respondent's untimely filed exceptions and brief, you must follow the prescribed method outlined in Section 102.2(d), which requires a sworn affidavit by individuals with personal knowledge of the facts.

Very truly yours,

/s/ Farah Z. Qureshi  
Associate Executive Secretary